

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

**JAMES WALTER RODGERS,**

**PETITIONER**

**V.**

**NO. 1:05CV216-D-D**

**LAWRENCE KELLY, ET AL.,**

**RESPONDENTS**

**FINAL JUDGMENT**

In accordance with the opinion issued this day, the instant cause is **dismissed** without prejudice for failure to prosecute, in accordance with Rule 41(b), Federal Rules of Civil Procedure.

**IT IS SO ORDERED.**

THIS the 10th day of January, 2006.

/s/ Glen H. Davidson  
CHIEF JUDGE